

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 21, 2008**

DIVISION ONE

B203760      Caouette      (Not for Publication)  
v.  
Caouette

The order is affirmed.

Mallano, P.J.

We concur: Rothschild, J.  
Weisberg, J. (Assigned)

B205414      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Jackie H.

The January 16, 2008 order requiring Mother to attend a drug rehabilitation program is reversed and the findings that Mother had been provided with reasonable reunification services and that Mother was not in compliance with the case plan are vacated. On remand, the juvenile court is directed to enter a new order finding that reasonable services were not provided and to order the Department to provide such services.

Mallano, P.J.

We concur: Rothschild, J.  
Neidorf, J. (Assigned)

DIVISION ONE (continued)

B203439      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Reggie S.

The October 11, 2007 order is affirmed.

Rothschild, Acting P.J.

We concur:    Rothschild, Acting P.J.  
                  Neidorf, J. (Assigned)

B193522      People      (Not for Publication)  
v.  
Likhite

The judgment is affirmed.

Mallano, P.J.

We concur:    Rothschild, J.  
                  Neidorf, J. (Assigned)

B198165      People      (Not for Publication)  
v.  
Rodrigo Perez

The judgment is affirmed. The trial is directed to correct the abstract of judgment to award 57 days of presentence conduct credits and to forward the amended abstract to the Department of Corrections and Rehabilitation.

Mallano, P.J.

I concur:      Neidorf, J. (Assigned)  
I dissent:      Rothschild, J. (Opinion)

## DIVISION ONE (continued)

[illegible]

The order under review is affirmed. The juvenile court is ordered to strike that portion of the commitment order stating that the minor may not be held in physical confinement for a period to exceed six months.

Mallano, P.J.

We concur: Rothschild, J.  
Weisberg, J. (Assigned)

B201974      People                                  (Not for Publication)  
v.  
Michael Gilliam

The judgment is affirmed.

Mallano, P.J.

We concur: Rothschild, J.  
Weisberg, J. (Assigned)

B198098 People  
v.  
Jimmy James Johnson

Filed order modifying opinion. Petition for rehearing is denied. (Change in judgment)

August 21, 2008 (Continued)

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,  
Deputy Clerk.

Each of the following:

B201322 People v. Wong  
B200275 People v. Hurtado and Ortega  
B205052 People v. Deantrone T.  
B203234 People v. Bouligny  
B197700 Brenner v. Encino Tarzana  
B193512 Rie v. Kang  
B204645 People v. Jones  
B200981 People v. Parsee  
B204437 In re Anthony S.  
B205463 In re: Eval T.  
B200234 Efraim v. Universal City Studios  
B192837 Mayas v. Butler

Argument waived, cause submitted.

B199694     People  
              v.  
              Medrano

Merits:

Argued by Edward J. Haggerty for appellant and by Jason Tran, Deputy  
Attorney General for respondent. Cause submitted.

DIVISION TWO (continued)

B196641     Sitara Management Corporation, et al.  
              v.  
              Equilon Enterprises, LLC, et al.

Merits:

Argued by Tanya K. Linton for appellants and by Marshall M. Searcy for respondents. Cause submitted.

B199966     Lewis, et al.  
              v.  
              Good Samaritan Hospital

Merits:

Argued by Neville M. Tucker for appellants and by Alexander Watson for respondent. Cause submitted.

B197596     Seager-Easton  
              v.  
              Smith

Merits:

Argued by David Drexler for appellant and by Gregory A. Jones for respondent. Cause submitted.

B199258     Lee  
              v.  
              Elghanayan

Merits:

Argued by Craig R. Leslie for appellant and by Felix Shafir for respondent. Cause submitted.

Court recessed.

DIVISION TWO (continued)

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,  
Deputy Clerk.

B204432     People  
              v.  
              Maria R.

Merits:

Argued by Courtney Selan for appellant and by Peggy Z. Huang, Deputy  
Attorney General for respondent. Cause submitted.

B201231     Trancas-PCH, LLC  
              v.  
              City of Malibu, et al.

Merits:

Argued by George T. McDonnell for appellant and by Gregg Kovacevich  
for respondents. Cause submitted.

B205594     Ana R.  
              v.  
              Department of Children and Family Services

Merits:

Argued by Christopher R. Booth for appellant and by Kim Nemoy, Deputy  
Counsel Counsel for respondent. Cause submitted.

DIVISION TWO (continued)

B208641     Stacy S.  
              v.  
              Superior Court, Los Angeles County  
              (Department of Children and Family Services, r.p.i.)

Merits:  
Argued by Eliot Grossman for petitioner and by William Thetford, Deputy  
County Counsel for respondent. Cause submitted.

B200788     Jasmine B., et al.  
              v.  
              California Department of Social Services, et al.

Merits:  
Argued by Mikael H. Stahle for appellants and by Gregory M. Cribbs,  
Deputy Attorney General for respondents. Cause submitted.

B195503     People  
              v.  
              Rodriguez, et al.

Merits:  
Argued by Leslie Conrad for appellant Dean C. Rodriguez, by David E.  
Kenner for appellant Rudy Limon and by Zee Rodriguez, Deputy Attorney  
General for respondent. Cause submitted.

B197964     Pertierra  
              v.  
              Bank of America

Merits:  
Argued by Claire N. Espina for appellant and by Robert L. Fisher for  
respondent. Cause submitted.

August 21, 2008 (Continued)

DIVISION TWO (continued)

B199294     Jay Bharat Developers, Inc., et al.  
               v.  
               Jim Minidis, et al.

Merits:

Argued by James W. Denison for appellants and by Leopoldo A. Bautista  
for respondents. Cause submitted.

Court adjourned.

DIVISION THREE

B204609     Los Angeles County, D.C.S.     (Not for Publication)  
               v.  
               Jeanine H.  
               Dominique V.

The order is reversed.

Aldrich, J.

We concur:    Croskey, Acting P.J.  
                   Kitching, J.

DIVISION FOUR

B200446     People     (Not for Publication)  
B202220     v.  
               Ochoa et al.

The judgments are affirmed.

Suzukawa, J.

We concur:    Epstein, P.J.  
                   Willhite, J.



## DIVISION FOUR (continued)

B195217      Bojeaux                                  (Not for Publication)  
v.  
Mering et al.

The paragraph of the June 12, 2006 order entitled “Surcharge” is modified to state as follows: “Bojeaux concedes that employment taxes in the amount of \$21,243 should have been, but were not, paid by her as conservator. If she has not already done so, the court orders that Bojeaux immediately pay these employment taxes from conservatorship funds. Further, the court orders that Bojeaux shall pay from her personal funds any penalties and interest resulting from her failure to timely pay employment taxes owed by the conservatorship estates.” As modified, the June 12, 2006 order is affirmed. The April 25, 2007 order denying appellant Bojeaux’s request for attorney fees is affirmed without change. All parties shall bear their costs on appeal.

Suzukawa, J.

We concur: Epstein, P.J.  
Willhite, J.

B206740      Pearson Dental Supplies      (Certified for Partial Publication)  
v.  
Superior Court, Los Angeles County

The order to show cause is discharged. Let a peremptory writ of mandate issue compelling respondent court to set aside its orders of January 28, 2008 granting the petition to vacate the arbitration award and denying the petition to confirm the arbitration award and to enter new and different orders granting the petition to confirm and denying the petition to vacate. The parties are to bear their own costs in this original proceeding. (Cal. Rules of Court, rule 8.490 (m)(1)(B).)

Willhite, J.

We concur: Epstein, P.J.  
Manella, J.

## DIVISION FOUR (continued)

B204294      People                          (Not for Publication)  
v.  
**Kenneth T.**

The order of wardship is affirmed.

Willhite, J.

We concur: Epstein, P.J.  
Manella, J.

B202448 Medrazo et al.  
v.  
Honda of North Hollywood

Filed order certifying opinion for publication.

B201195      Gehr  
v.  
Baker Hughes Oil Field Operations, Inc.

Filed order denying petition for rehearing.

B201735 Stein et al.  
v.  
Goswami

Filed order vacating submission order of 7/18/08. Counsel is requested to file supplemental briefing. The case shall be resubmitted upon the filing of appellant's supplemental brief.

DIVISION SIX

B198079      Dykstra      (Not for Publication)

v.  
Jones

We direct the trial court to modify its final order entered March 13, 2007, to provide that Dykstra shall pay to Jones, not to Zev S. Brooks, \$3,800 in attorney's fees. In all other respects, we affirm. Respondent shall pay costs on appeal.

Coffee, J.

We concur:   Yegan, Acting P.J.  
                  Perren, J.

B201525      People      (Not for Publication)

v.  
Galvan

The judgment is affirmed.

Yegan, Acting P.J.

We concur:   Coffee, J.  
                  Perren, J.

DIVISION EIGHT

B198302      People      (Not for Publication)

v.  
Grandison

The judgment is affirmed.

Cooper, P.J.

We concur:   Rubin, J.  
                  Flier, J.

August 21, 2008 (Continued)

## DIVISION EIGHT (continued)

B197663 People v. Lewis (Not for Publication)

The order requiring defendant to pay attorney fees in the amount of \$8,265.18 is vacated and the cause is remanded to the trial court for further proceedings consistent with this opinion. In all other respects the judgment is affirmed.

Cooper, P.J.

We concur: Rubin, J.  
Flier, J.

B187840      Ritter & Ritter, Inc., et al.,  
v.  
The Churchill Condominium Association, etc., et al.,

Filed order modifying opinion. (No change in the judgment)